

## AMENDED

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA

NEW PRIORITY DATE:

Date of filing in State Engineer's Office AUG 01 2002 OCT 1 2008Returned to applicant for correction AUG 20 2002Corrected application filed SEP 16 2002Map filed SEP 17 2002 under 69020

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The applicant **Manhattan Mining Co., A Nevada Corporation** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **.25 cfs** second-feet  
(a) If stored in reservoir give number of acre-feet
3. The water to be used for **Mining, Milling and domestic**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated
  - (b) Stockwater, state number and kinds of animals to be watered
  - (c) Other use (describe fully under No. 12. "Remarks")
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **Within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 18 T8N R44E MDB&M and being located S 88°27'39" W 1839.09' to the Southwest Section corner of Section 18 T8N R44E MDB&M.**
6. Place of Use **Within portions of the NW $\frac{1}{4}$  SW $\frac{1}{4}$ ; NE $\frac{1}{4}$  SW $\frac{1}{4}$ ; NW $\frac{1}{4}$  SE $\frac{1}{4}$ ; SE $\frac{1}{4}$  SE $\frac{1}{4}$ ; NE $\frac{1}{4}$  SE $\frac{1}{4}$ ; SE $\frac{1}{4}$  SW $\frac{1}{4}$ ; SW $\frac{1}{4}$  SW $\frac{1}{4}$ ; and all of SW $\frac{1}{4}$  SE $\frac{1}{4}$  all in Section 18 T8N R44E MDB&M. and portions of the NW $\frac{1}{4}$  NW $\frac{1}{4}$ ; NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; SE $\frac{1}{4}$  NW $\frac{1}{4}$ ; NW $\frac{1}{4}$  NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  NE $\frac{1}{4}$  all in Section 19, T8N R44E MDB&M.**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **Drilled and cased well, submersible pump and motor, pipeline to storage tank and distribution system to proposed mill and works of reduction.**
9. Estimated cost of works **\$50,000.00**
10. Estimated time required to construct works **Two years**
11. Estimated time required to complete the application of water to beneficial use **Three years**
12. Remarks: **Water from an existing monitoring well will be utilized for mining purposes, the total annual duty from all sources will not exceed 100 afa.**

Timothy Master  
By s/Timothy Master  
1311 N. McCarran Blvd., Suite 105  
Sparks, Nevada 89431

Compared cmf/cac lb/sam

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 69020, 69021 and 69022 shall not exceed 44.74 acre-feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 44.74 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

June 26, 2005

Proof of completion of work shall be filed on or before:

July 26, 2005

Water must be placed to beneficial use on or before:

June 26, 2008

Proof of the application of water to beneficial use shall be filed on or before:

July 26, 2008

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of June, A.D. 2003



State Engineer

By Christine Thiel, P.E., Deputy State Engineer

**NOV 17 2004**

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

~~CANCELLED SEP 08 2008 BECAUSE OF  
FAILURE OF APPLICANT TO COMPLY WITH THE  
PROVISIONS OF PERMIT  
Terry T. P.E. STATE ENGINEER  
Can. Rescinded 4-22-2009~~